

# SENATE BILL 478

F1, R6

2lr2190

---

By: **Senator Ferguson**

Introduced and read first time: February 2, 2012

Assigned to: Education, Health, and Environmental Affairs

---

## A BILL ENTITLED

1 AN ACT concerning

2 **Education – School Buses – Fire Safety Standards for Engine Components**

3 FOR the purpose of requiring a school bus engine compartment to be constructed with  
4 certain materials that enable it to meet certain flammability criteria; requiring  
5 a school bus engine compartment to achieve a certain classification under a  
6 certain safety standard relating to flammability; and generally relating to fire  
7 safety standards for engine components in school buses.

8 BY repealing and reenacting, with amendments,  
9 Article – Education  
10 Section 7–808  
11 Annotated Code of Maryland  
12 (2008 Replacement Volume and 2011 Supplement)

13 BY repealing and reenacting, without amendments,  
14 Article – Transportation  
15 Section 11–153 and 11–154  
16 Annotated Code of Maryland  
17 (2009 Replacement Volume and 2011 Supplement)

18 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF  
19 MARYLAND, That the Laws of Maryland read as follows:

20 **Article – Education**

21 7–808.

22 (a) In this section, “school bus” has the meaning stated in § 11–153 of the  
23 Transportation Article.

---

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 (b) (1) A school bus shall be constructed with materials that enable it to  
2 meet [all]:

3 (I) ALL the criteria of the school bus seat upholstery fire block  
4 test established by the National School Transportation specifications and procedures  
5 adopted at the most recent National Congress on School Transportation; AND

6 (II) ALL THE CRITERIA FOR FLAMMABILITY OF PLASTIC  
7 COMPONENTS CONTAINED IN A SCHOOL BUS ENGINE COMPARTMENT AS STATED  
8 UNDER THE MOST RECENT UNDERWRITERS LABORATORIES INC STANDARD 94  
9 (UL 94), "STANDARD FOR SAFETY OF FLAMMABILITY OF PLASTIC MATERIALS  
10 FOR PARTS IN DEVICES AND APPLIANCES TESTING".

11 (2) AT A MINIMUM, A SCHOOL BUS ENGINE COMPARTMENT MUST  
12 ACHIEVE A V-O CLASSIFICATION UNDER THE UL 94 STANDARD DESCRIBED  
13 UNDER PARAGRAPH (1)(II) OF THIS SUBSECTION.

14 (c) The Motor Vehicle Administration, with the advice of the Department,  
15 shall adopt regulations to promote fire safety standards of school buses.

## 16 Article – Transportation

17 11–153.

18 "School bus" means a Type I school vehicle, as defined in this subtitle.

19 11–154.

20 (a) "School vehicle" means, except as provided in subsection (b) of this  
21 section, any motor vehicle that:

22 (1) Is used regularly for the exclusive transportation of children,  
23 students, or teachers for educational purposes or in connection with a school activity;  
24 and

25 (2) Is either:

26 (i) A Type I school vehicle, as defined in this subtitle; or

27 (ii) A Type II school vehicle, as defined in this subtitle.

28 (b) "School vehicle" does not include:

29 (1) A privately owned vehicle while it is carrying members of its  
30 owner's household and not operated for compensation; or

1                   (2) A vehicle that is registered as a Class M (multipurpose) vehicle  
2 under § 13–937 of this article or a Class A (passenger) vehicle under § 13–912 of this  
3 article and used to transport children between one or more schools or licensed child  
4 care centers or to and from designated areas that are approved by the Administration  
5 if:

6                   (i) The vehicle is designed for carrying 15 persons or less,  
7 including the driver;

8                   (ii) The children are permitted to embark or exit the vehicle  
9 only at a school or child care center or a designated area approved by the  
10 Administration;

11                   (iii) The owner has obtained vehicle liability insurance or other  
12 security as required by Title 17 of this article; and

13                   (iv) The vehicle is equipped with proper seat belts or safety seats  
14 so as to permit each child to be secured in a seat belt or a safety seat as required by §§  
15 22–412.2 and 22–412.3 of this article.

16                   SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect  
17 October 1, 2012.